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SEP 23 2004

Case No. 5113D

U.S. PTO Customer No. 25280

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Higgins et al.  
Filed: November 16, 2001  
Serial Number: 09/993,158  
For: Textile Product and Method  
Group Art Unit: 1771  
Examiner: Juska, Cheryl Ann

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF APPEALS

Mail Stop AF  
Commissioner of Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated April 23, 2004 of the Examiner finally rejecting Claims 1 - 49, 58 - 85, 88 - 97, 99 - 128, 130, 131, 134 - 136, 138, 140 and 141.

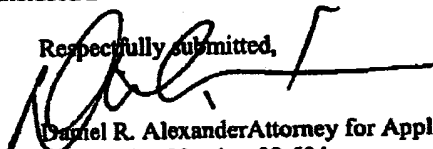
The item(s) checked below are appropriate:

1. (X) An Extension of Time is filed concurrently herewith.
2. (X) Charge Deposit Account No. 04-0500 the fee of \$330.00.
- (X) Charge Deposit Account No. 04-0500 if any additional extension and/or fee is required.

An additional copy of this Notice is enclosed herewith.

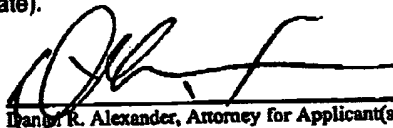
September 23, 2004

Respectfully submitted,

  
Daniel R. Alexander Attorney for Applicant(s)  
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## CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to The United States Patent and Trademark Office at 703-872-9308 on September 23, 2004 along with a Substance of Interview, and a Request for Extension of Time (in duplicate).

  
Daniel R. Alexander, Attorney for Applicant(s)

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